

Senate File 2349

H-8250

1 Amend Senate File 2349, as amended, passed, and  
2 reprinted by the Senate, as follows:

3 1. By striking everything after the enacting clause  
4 and inserting:

5 <DIVISION I

6 REBUILD IOWA INFRASTRUCTURE FUND

7 Section 1. There is appropriated from the rebuild  
8 Iowa infrastructure fund to the following departments  
9 and agencies for the following fiscal years, the  
10 following amounts, or so much thereof as is necessary,  
11 to be used for the purposes designated:

12 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

13 For projects related to routine maintenance of state  
14 buildings and facilities:

15 FY 2014-2015:

16 ..... \$ 2,000,000

17 2. DEPARTMENT OF CULTURAL AFFAIRS

18 For deposit in the Iowa great places program fund  
19 created in section 303.3D for Iowa great places  
20 program projects that meet the definition of "vertical  
21 infrastructure" in section 8.57, subsection 5:

22 FY 2014-2015:

23 ..... \$ 1,000,000

24 3. ECONOMIC DEVELOPMENT AUTHORITY

25 For equal distribution to regional sports authority  
26 districts certified by the economic development  
27 authority pursuant to section 15E.321, notwithstanding  
28 section 8.57, subsection 5, paragraph "c":

29 FY 2014-2015:

30 ..... \$ 500,000

31 4. DEPARTMENT OF HUMAN SERVICES

32 For the renovation and construction of certain  
33 nursing facilities, consistent with the provisions of  
34 chapter 249K:

35 FY 2014-2015:

36 ..... \$ 500,000

37 5. DEPARTMENT OF NATURAL RESOURCES

38 a. For implementation of lake projects that  
39 have established watershed improvement initiatives  
40 and community support in accordance with the  
41 department's annual lake restoration plan and report,  
42 notwithstanding section 8.57, subsection 5, paragraph  
43 "c":

44 FY 2014-2015:

45 ..... \$ 9,600,000

46 b. For the administration of a water trails and  
47 low head dam public hazard statewide plan, including  
48 salaries, support, maintenance, and miscellaneous  
49 purposes, notwithstanding section 8.57, subsection 5,  
50 paragraph "c":

1       FY 2014-2015:  
 2       ..... \$ 2,000,000  
 3       c. For the establishment of a new state park in a  
 4 county with a population between 11,500 and 11,600 in  
 5 the latest preceding certified federal census:  
 6       FY 2014-2015:  
 7       ..... \$ 2,000,000  
 8       d. For funding projects of the Iowa parks  
 9 foundation that support the centennial celebration of  
 10 state parks, notwithstanding section 8.57, subsection  
 11 5, paragraph "c":  
 12       FY 2014-2015:  
 13       ..... \$ 2,000,000  
 14       6. DEPARTMENT OF PUBLIC DEFENSE  
 15       a. For major maintenance projects at national guard  
 16 armories and facilities:  
 17       FY 2014-2015:  
 18       ..... \$ 2,000,000  
 19       b. For construction improvement projects at  
 20 statewide readiness centers:  
 21       FY 2014-2015:  
 22       ..... \$ 2,000,000  
 23       c. For exhibits highlighting Iowans and their  
 24 service at the gold star museum, notwithstanding  
 25 section 8.57, subsection 5, paragraph "c":  
 26       FY 2014-2015:  
 27       ..... \$ 250,000  
 28       7. BOARD OF REGENTS  
 29       a. For allocation by the state board of regents to  
 30 the state university of Iowa, Iowa state university of  
 31 science and technology, and the university of northern  
 32 Iowa to reimburse the institutions for deficiencies  
 33 in the operating funds resulting from the pledging of  
 34 tuition, student fees and charges, and institutional  
 35 income to finance the cost of providing academic and  
 36 administrative buildings and facilities and utility  
 37 services at the institutions:  
 38       FY 2014-2015:  
 39       ..... \$ 29,735,423  
 40       b. For costs associated with the renovation,  
 41 modernization, and construction of a new addition at  
 42 the pharmacy building at the state university of Iowa:  
 43       FY 2014-2015:  
 44       ..... \$ 2,000,000  
 45       c. For the construction of a new facility and an  
 46 addition, renovation, and modernization of current  
 47 facilities and related improvements for biosciences at  
 48 Iowa state university of science and technology:  
 49       FY 2014-2015:  
 50       ..... \$ 2,000,000

1 d. For the renovation, modernization, and  
2 associated improvements to an educational center for  
3 teacher education and preparation at the university of  
4 northern Iowa:  
5 FY 2014-2015:  
6 ..... \$ 2,000,000

7 8. STATE FAIR AUTHORITY  
8 For infrastructure costs associated with renovations  
9 and improvements to the youth inn on the Iowa state  
10 fairgrounds:  
11 FY 2014-2015:  
12 ..... \$ 825,000  
13 FY 2015-2016:  
14 ..... \$ 2,325,000

15 9. DEPARTMENT OF TRANSPORTATION  
16 a. For acquiring, constructing, and improving  
17 recreational trails within the state:  
18 FY 2014-2015:  
19 ..... \$ 3,000,000

20 b. For deposit in the public transit infrastructure  
21 grant fund created in section 324A.6A, for projects  
22 that meet the definition of "vertical infrastructure"  
23 in section 8.57, subsection 5, paragraph "c":  
24 FY 2014-2015:  
25 ..... \$ 1,500,000

26 c. For infrastructure improvements at the  
27 commercial service airports within the state:  
28 FY 2014-2015:  
29 ..... \$ 1,500,000

30 d. For infrastructure improvements at general  
31 aviation airports within the state:  
32 FY 2014-2015:  
33 ..... \$ 750,000

34 e. For deposit in the railroad revolving loan and  
35 grant fund created in section 327H.20A, notwithstanding  
36 section 8.57, subsection 5, paragraph "c":  
37 FY 2014-2015:  
38 ..... \$ 4,000,000

39 10. TREASURER OF STATE  
40 For distribution in accordance with chapter 174 to  
41 qualified fairs which belong to the association of Iowa  
42 fairs for county fair infrastructure improvements:  
43 FY 2014-2015:  
44 ..... \$ 1,060,000

45 Sec. 2. REVERSION. For purposes of section 8.33,  
46 unless specifically provided otherwise, unencumbered  
47 or unobligated moneys made from an appropriation in  
48 this division of this Act shall not revert but shall  
49 remain available for expenditure for the purposes  
50 designated until the close of the fiscal year that ends

1 three years after the end of the fiscal year for which  
2 the appropriation is made. However, if the project  
3 or projects for which such appropriation was made are  
4 completed in an earlier fiscal year, unencumbered or  
5 unobligated moneys shall revert at the close of that  
6 same fiscal year.

7 DIVISION II

8 TECHNOLOGY REINVESTMENT FUND

9 Sec. 3. There is appropriated from the technology  
10 reinvestment fund created in section 8.57C to the  
11 following departments and agencies for the following  
12 fiscal years, the following amounts, or so much  
13 thereof as is necessary, to be used for the purposes  
14 designated:

15 1. DEPARTMENT OF CULTURAL AFFAIRS

16 For providing a grant to a museum district for the  
17 Sullivan brothers veterans museum for costs associated  
18 with the oral history exhibit including but not  
19 limited to exhibit information technology, computer  
20 connectivity, and interactive display technologies:

21 FY 2014-2015:

22 ..... \$ 500,000

23 2. DEPARTMENT OF EDUCATION

24 a. For maintenance and lease costs associated with  
25 connections for part III of the Iowa communications  
26 network:

27 FY 2014-2015:

28 ..... \$ 2,727,000

29 b. For the continued development and implementation  
30 of an education data warehouse that will be utilized by  
31 teachers, parents, school district administrators, area  
32 education agency staff, department of education staff,  
33 and policymakers:

34 FY 2014-2015:

35 ..... \$ 600,000

36 The department may use a portion of the moneys  
37 appropriated in this lettered paragraph for an  
38 e-transcript data system capable of tracking students  
39 throughout their education via interconnectivity with  
40 multiple schools.

41 c. For the development of an automated workflow  
42 process for a program and common course numbering  
43 management system for community colleges:

44 FY 2014-2015:

45 ..... \$ 150,000

46 d. To the public broadcasting division for the  
47 replacement of equipment and for tower and facility  
48 maintenance:

49 FY 2014-2015:

50 ..... \$ 1,000,000

1 3. DEPARTMENT OF HUMAN RIGHTS  
2 a. For the cost of equipment and computer software  
3 for the implementation of Iowa's criminal justice  
4 information system:  
5 FY 2014-2015:  
6 ..... \$ 1,300,000  
7 b. For costs associated with the justice enterprise  
8 data warehouse:  
9 FY 2014-2015:  
10 ..... \$ 314,474  
11 4. IOWA TELECOMMUNICATIONS AND TECHNOLOGY  
12 COMMISSION  
13 For replacement of equipment for the Iowa  
14 communications network:  
15 FY 2014-2015:  
16 ..... \$ 2,245,653  
17 The commission may continue to enter into contracts  
18 pursuant to section 8D.13 for the replacement of  
19 equipment and for operation and maintenance costs of  
20 the network.  
21 In addition to moneys appropriated in this  
22 subsection, the commission may use a financing  
23 agreement entered into by the treasurer of state in  
24 accordance with section 12.28 for the replacement  
25 of equipment for the network. For purposes of this  
26 subsection, the treasurer of state is not subject to  
27 the maximum principal limitation contained in section  
28 12.28, subsection 6. Repayment of any amounts financed  
29 shall be made from receipts associated with fees  
30 charged for use of the network.  
31 5. DEPARTMENT OF MANAGEMENT  
32 For completion of a comprehensive electronic  
33 management system:  
34 FY 2014-2015:  
35 ..... \$ 100,000  
36 6. DEPARTMENT OF PUBLIC HEALTH  
37 For costs associated with the establishment of a  
38 data registry software system for the collection of  
39 data elements related to emergency management system  
40 services or hospital emergency care:  
41 FY 2014-2015:  
42 ..... \$ 150,000  
43 7. OFFICE OF THE CHIEF INFORMATION OFFICER  
44 For technology consolidation and technology  
45 improvement projects approved by the state chief  
46 information officer pursuant to chapter 8B:  
47 FY 2014-2015:  
48 ..... \$ 7,728,189  
49 Sec. 4. REVERSION. For purposes of section 8.33,  
50 unless specifically provided otherwise, unencumbered

1 or unobligated moneys made from an appropriation in  
2 this division of this Act shall not revert but shall  
3 remain available for expenditure for the purposes  
4 designated until the close of the fiscal year that ends  
5 three years after the end of the fiscal year for which  
6 the appropriation was made. However, if the project  
7 or projects for which such appropriation was made are  
8 completed in an earlier fiscal year, unencumbered or  
9 unobligated moneys shall revert at the close of that  
10 same fiscal year.

11 DIVISION III

12 CHANGES TO PRIOR APPROPRIATIONS

13 Sec. 5. 2010 Iowa Acts, chapter 1184, section 12,  
14 is amended to read as follows:

15 SEC. 12. REVERSION.

16 1. For Except as otherwise provided in subsections  
17 2 and 3, for purposes of section 8.33, unless  
18 specifically provided otherwise, unencumbered or  
19 unobligated moneys made from an appropriation in this  
20 division of this Act shall not revert but shall remain  
21 available for expenditure for the purposes designated  
22 until the close of the fiscal year that ends three  
23 years after the end of the fiscal year for which the  
24 appropriation was made. However, if the project or  
25 projects for which such appropriation was made are  
26 completed in an earlier fiscal year, unencumbered or  
27 unobligated moneys shall revert at the close of that  
28 same fiscal year.

29 2. For purposes of section 8.33, unencumbered or  
30 unobligated moneys from moneys appropriated in section  
31 10, subsection 2, paragraphs "a", "c", and "d", and  
32 subsection 4, paragraph "a", subparagraph (10), in this  
33 division of this 2010 Act shall not revert but shall  
34 remain available for the purposes designated until the  
35 close of the fiscal year that begins July 1, 2014, or  
36 until the projects for which the appropriations were  
37 made are completed, whichever is earlier.

38 3. For purposes of section 8.33, unencumbered or  
39 unobligated moneys from moneys appropriated in section  
40 10, subsection 7, paragraph "a", of this division  
41 of this 2010 Act shall not revert but shall remain  
42 available for the purposes designated until the close  
43 of the fiscal year that begins July 1, 2015, or until  
44 the project for which the appropriation was made is  
45 completed, whichever is earlier.

46 Sec. 6. 2011 Iowa Acts, chapter 133, section 1,  
47 subsection 10, paragraphs c through f, as amended by  
48 2012 Iowa Acts, chapter 1140, section 15, are amended  
49 to read as follows:

50 c. For projects for immediate fire safety needs

1 and for compliance with the federal Americans with  
2 Disabilities Act, at the regents institutions:

3 FY 2011-2012..... \$ 2,000,000  
4 FY 2012-2013..... \$ 2,000,000

5 Of the amounts appropriated in this lettered  
6 paragraph, up to \$2,000,000 may be used to fund  
7 deductibles on property insurance and to provide  
8 the necessary match for funds which may be available  
9 from the federal emergency management agency for the  
10 cleanup, repair, and restoration of facilities at the  
11 state school for the deaf and the Iowa braille and  
12 sight saving school due to storm damage in the calendar  
13 year 2011, notwithstanding section 8.57, subsection 6,  
14 paragraph "c".

15 d. For construction, renovation, and related  
16 improvements for phase II of the agricultural and  
17 biosystems engineering complex, including classrooms,  
18 laboratories, and offices at Iowa state university of  
19 science and technology:

20 FY 2011-2012..... \$ 1,000,000  
21 FY 2012-2013..... \$ 19,050,000  
22 FY 2013-2014..... \$ 21,750,000  
23 FY 2014-2015..... \$ ~~18,600,000~~

24 0

25 e. For the renovation and related improvements to  
26 the dental science building at the state university  
27 of Iowa including but not limited to renovation of  
28 clinical spaces and development of a multidisciplinary  
29 clinical area:

30 FY 2011-2012..... \$ 1,000,000  
31 FY 2012-2013..... \$ 10,250,000  
32 FY 2013-2014..... \$ 9,750,000  
33 FY 2014-2015..... \$ ~~8,000,000~~

34 0

35 f. For renovation and related improvements for  
36 Bartlett hall at the university of northern Iowa  
37 including providing faculty offices, seminar rooms,  
38 and laboratories in the building and the associated  
39 demolition of Baker hall:

40 FY 2011-2012..... \$ 1,000,000  
41 FY 2012-2013..... \$ 7,786,000  
42 FY 2013-2014..... \$ 10,267,000  
43 FY 2014-2015..... \$ ~~1,947,000~~

44 0

45 Sec. 7. 2011 Iowa Acts, chapter 133, section 3,  
46 subsection 8, paragraph a, as amended by 2012 Iowa  
47 Acts, chapter 1140, section 18, is amended to read as  
48 follows:

49 a. For the provision of a statewide public safety  
50 radio network and the purchase of compatible radio

1 communications equipment with the goal of achieving  
 2 compliance with the federal communications commission's  
 3 narrowbanding mandate deadline, and for achieving  
 4 "interoperability", as defined in section 80.28:

|   |                   |    |                      |
|---|-------------------|----|----------------------|
| 5 | FY 2011-2012..... | \$ | 2,500,000            |
| 6 | FY 2012-2013..... | \$ | <del>2,500,000</del> |
| 7 |                   |    | 700,000              |
| 8 | FY 2013-2014..... | \$ | <del>2,500,000</del> |
| 9 |                   |    | <u>1,800,000</u>     |

10 Of the amounts appropriated in this lettered  
 11 paragraph, the department of public safety may  
 12 enter into a public-private partnership, through a  
 13 competitive bidding process, for the provision of  
 14 the statewide network and the purchase of compatible  
 15 equipment.

16 As a condition of this appropriation, all land  
 17 mobile radio communications equipment purchased by the  
 18 department of public safety shall be compliant with  
 19 the federal communications commission's narrowbanding  
 20 mandate and shall provide the maximum amount of  
 21 statewide coverage and interoperability, throughout  
 22 all phases of migration, to the department of public  
 23 safety's future statewide digital radio network  
 24 utilizing P-25 standards.

25 On or before January 13, 2012, the department of  
 26 public safety shall provide a report to the legislative  
 27 services agency and the department of management.  
 28 The report shall detail the status of the funds  
 29 appropriated in this subsection and shall include  
 30 the estimated needs of the departments of public  
 31 safety, corrections, and natural resources to achieve  
 32 interoperability and to meet the federal narrowbanding  
 33 mandate, any changes in estimated costs to meet those  
 34 needs, and the status of requests for proposals to  
 35 develop a public-private partnership.

36 Sec. 8. 2012 Iowa Acts, chapter 1138, section 89,  
 37 is amended to read as follows:

38 SEC. 89. DEPARTMENT OF NATURAL RESOURCES —  
 39 ECONOMIC EMERGENCY FUND. There is appropriated from  
 40 the Iowa economic emergency fund to the department of  
 41 natural resources for the fiscal year beginning July 1,  
 42 2011, and ending June 30, 2012, the following amount,  
 43 or so much thereof as is necessary, to be used for the  
 44 purposes designated, notwithstanding section 8.55,  
 45 subsection 1:

46 For the repair of damages due to the flooding of the  
 47 Missouri river during the calendar year 2011 in the  
 48 Lewis and Clark, lake Manawa, and Wilson island state  
 49 parks and recreation area:

50 ..... \$ 2,865,743

1 For purposes of section 8.33, unless specifically  
2 provided otherwise, unencumbered or unobligated  
3 moneys remaining from the appropriation made in this  
4 section shall not revert but shall remain available for  
5 expenditure for the purposes designated until the close  
6 of the fiscal year that ends ~~two~~ three years after the  
7 end of the fiscal year for which the appropriation is  
8 made. However, if the project or projects for which  
9 the appropriation was made are completed in an earlier  
10 fiscal year, unencumbered or unobligated moneys shall  
11 revert at the close of that same fiscal year.

12 Sec. 9. 2013 Iowa Acts, chapter 142, section 1,  
13 subsection 1, paragraph a, is amended to read as  
14 follows:

15 a. For projects related to major repairs and major  
16 maintenance for state buildings and facilities:

17 FY 2013-2014:  
18 ..... \$ 4,000,000

19 Of the amount appropriated in this lettered  
20 paragraph for the fiscal year beginning July 1, 2013,  
21 \$250,000 shall be allocated for the disposition and  
22 relocation of structures located at 707 east locust and  
23 709 east locust, Des Moines, Iowa.

24 FY 2014-2015:  
25 ..... \$ ~~14,000,000~~  
26 37,300,000

27 Sec. 10. 2013 Iowa Acts, chapter 142, section 1, is  
28 amended by adding the following new subsection:

29 NEW SUBSECTION. 4A. DEPARTMENT OF HUMAN SERVICES

30 For the renovation and construction of certain  
31 nursing facilities, consistent with the provisions of  
32 chapter 249K:

33 FY 2013-2014:  
34 ..... \$ 150,000

35 Sec. 11. 2013 Iowa Acts, chapter 142, section 3,  
36 subsection 1, is amended by striking the subsection.

37 Sec. 12. EFFECTIVE UPON ENACTMENT. This division  
38 of this Act, being deemed of immediate importance,  
39 takes effect upon enactment.

40 DIVISION IV  
41 MISCELLANEOUS CODE CHANGES

42 Sec. 13. Section 8.57, subsection 5, paragraph c,  
43 Code 2014, is amended to read as follows:

44 c. Moneys in the rebuild Iowa infrastructure fund  
45 in a fiscal year shall be used as directed by the  
46 general assembly for public vertical infrastructure  
47 projects. For the purposes of this subsection,  
48 "vertical infrastructure" includes only land acquisition  
49 and construction; major renovation and major repair  
50 of buildings; routine, recurring maintenance; all

1 appurtenant structures; utilities; site development;  
2 recreational trails; and debt service payments on  
3 academic revenue bonds issued in accordance with  
4 chapter 262A for capital projects at board of regents  
5 institutions. "Vertical infrastructure" does not  
6 include routine, recurring maintenance or operational  
7 expenses or leasing of a building, appurtenant  
8 structure, or utility without a lease-purchase  
9 agreement.

10 Sec. 14. Section 8.57, subsection 5, paragraph f,  
11 Code 2014, is amended to read as follows:

12 f. (1) (a) For the fiscal year beginning July  
13 1, 2013, and for each fiscal year thereafter until  
14 the principal and interest on all bonds issued by  
15 the treasurer of state pursuant to section 12.87 are  
16 paid, as determined by the treasurer of state, of the  
17 wagering tax receipts received pursuant to sections  
18 99D.17 and 99F.11, the first fifty-five million dollars  
19 shall be deposited in the revenue bonds debt service  
20 fund created in section 12.89, and the next three  
21 million seven hundred fifty thousand dollars shall be  
22 deposited in the revenue bonds federal subsidy holdback  
23 fund created in section 12.89A.

24 (b) For the fiscal year beginning July 1, 2013,  
25 and for each fiscal year through the fiscal year  
26 beginning July 1, 2019, of the wagering tax receipts  
27 received pursuant to sections 99D.17 and 99F.11, the  
28 next fifteen million dollars shall be deposited in the  
29 vision Iowa fund created in section 12.72.

30 ~~(c) For the fiscal year beginning July 1, 2013, and~~  
31 ~~for each fiscal year thereafter until the principal and~~  
32 ~~interest on all bonds issued by the treasurer of state~~  
33 ~~pursuant to section 12.81 are paid, as determined by~~  
34 ~~the treasurer of state, of the wagering tax receipts~~  
35 ~~received pursuant to sections 99D.17 and 99F.11, the~~  
36 ~~next five million dollars shall be deposited in the~~  
37 ~~school infrastructure fund created in section 12.82.~~

38 ~~(d)~~ (c) For the fiscal year beginning July 1,  
39 2013, and for each fiscal year thereafter, of the  
40 wagering tax receipts received pursuant to sections  
41 99D.17 and 99F.11, the next sixty-six million dollars  
42 shall be deposited in the Iowa skilled worker and job  
43 creation fund created in section 8.75.

44 ~~(e)~~ (d) For the fiscal year beginning July 1,  
45 2013, and for each fiscal year thereafter, the total  
46 moneys in excess of the moneys deposited under this  
47 paragraph "f" in the revenue bonds debt service fund,  
48 the revenue bonds federal subsidy holdback fund, the  
49 vision Iowa fund, ~~the school infrastructure fund,~~  
50 and the Iowa skilled worker and job creation fund

1 shall be deposited in the rebuild Iowa infrastructure  
2 fund and shall be used as provided in this section,  
3 notwithstanding section 8.60.

4 (2) For the fiscal year beginning July 1, 2013, and  
5 for each fiscal year thereafter, if the total amount of  
6 the wagering tax receipts received pursuant to sections  
7 99D.17 and 99F.11, and to be deposited pursuant  
8 to subparagraph (1), subparagraph division (a), is  
9 less than the total amount of moneys directed to be  
10 deposited in the revenue bonds debt service fund and  
11 the revenue bonds federal subsidy holdback fund in the  
12 fiscal year pursuant to subparagraph (1), subparagraph  
13 division (a), the difference shall be paid from moneys  
14 deposited in the beer and liquor control fund created  
15 in section 123.53 in the manner provided in section  
16 123.53, subsection 3.

17 (3) For the fiscal year beginning July 1, 2013,  
18 and for each fiscal year thereafter, after the deposit  
19 of moneys directed to be deposited in the revenue  
20 bonds debt service fund and the revenue bonds federal  
21 subsidy holdback fund, as provided in subparagraph (1),  
22 subparagraph division (a), if the total amount of the  
23 wagering tax receipts received pursuant to sections  
24 99D.17 and 99F.11, and to be deposited pursuant to  
25 subparagraph (1), subparagraph ~~divisions~~ division  
26 (b) ~~and (e)~~, is less than the total amount of moneys  
27 directed to be deposited in the vision Iowa fund ~~and~~  
28 ~~the school infrastructure fund~~ in the fiscal year  
29 pursuant to subparagraph (1), subparagraph ~~divisions~~  
30 division (b) ~~and (e)~~, the difference shall be paid from  
31 lottery revenues in the manner provided in section  
32 99G.39, subsection 3.

33 Sec. 15. Section 8.57C, subsection 3, paragraph a,  
34 Code 2014, is amended to read as follows:

35 a. There is appropriated from the general fund of  
36 the state for the fiscal year beginning July 1, 2014  
37 2015, and for each subsequent fiscal year thereafter,  
38 the sum of seventeen million five hundred thousand  
39 dollars to the technology reinvestment fund.

40 Sec. 16. Section 8.57C, subsection 3, Code 2014, is  
41 amended by adding the following new paragraph:

42 NEW PARAGRAPH. f. There is appropriated from the  
43 rebuild Iowa infrastructure fund for the fiscal year  
44 beginning July 1, 2014, and ending June 30, 2015,  
45 the sum of sixteen million seven hundred twenty-five  
46 thousand dollars to the technology reinvestment fund,  
47 notwithstanding section 8.57, subsection 5, paragraph  
48 "c".

49 DIVISION V  
50 STATUTE OF REPOSE PERIODS — IMPROVEMENTS TO REAL

1 PROPERTY

2 Sec. 17. Section 614.1, subsection 11, Code 2014,  
3 is amended to read as follows:

4 11. *Improvements to real property.*

5 *a. Residential construction.* In addition to  
6 limitations contained elsewhere in this section, an  
7 action arising out of the unsafe or defective condition  
8 of an improvement to ~~real property residential~~  
9 construction based on tort and implied warranty and  
10 for contribution and indemnity, and founded on injury  
11 to property, real or personal, or injury to the person  
12 or wrongful death, shall not be brought more than  
13 fifteen years after the date on which occurred the act  
14 or omission of the defendant alleged in the action to  
15 have been the cause of the injury or death. However,  
16 this subsection does not bar an action against a person  
17 solely in the person's capacity as an owner, occupant,  
18 or operator of an improvement to real property.

19 *b. Nonresidential construction.* In addition to  
20 limitations contained elsewhere in this section, an  
21 action arising out of the unsafe or defective condition  
22 of an improvement to nonresidential construction based  
23 on tort and implied warranty and for contribution and  
24 indemnity, and founded on injury to property, real or  
25 personal, or injury to the person or wrongful death,  
26 shall not be brought more than ten years after the date  
27 on which occurred the act or omission of the defendant  
28 alleged in the action to have been the cause of the  
29 injury or death. However, this subsection does not  
30 bar an action against a person solely in the person's  
31 capacity as an owner, occupant, or operator of an  
32 improvement to real property.

33 Sec. 18. Section 614.13A, Code 2014, is amended to  
34 read as follows:

35 **614.13A Definitions.**

36 As used in this chapter, unless the context  
37 otherwise requires:

38 1. ~~"book"~~ *"Book"*, *"list"*, *"record"*, or *"schedule"*  
39 kept by a county auditor, assessor, treasurer,  
40 recorder, sheriff, or other county officer means the  
41 county system as defined in section 445.1.

42 2. *"Nonresidential construction"* means all other  
43 construction that is not residential construction as  
44 defined in subsection 3.

45 3. *"Residential construction"* means the same as  
46 defined in section 572.1, subsection 10.

47 Sec. 19. APPLICABILITY. This division of this  
48 Act does not apply to residential and nonresidential  
49 construction projects in existence prior to the  
50 effective date of this division of this Act.>

- 1 2. Title page, line 1, by striking <and> and
- 2 inserting <state finances by>
- 3 3. Title page, line 4, after <fund,> by inserting
- 4 <providing for certain statute of repose periods,>
- 5 4. Title page, line 5, after <date> by inserting
- 6 <and applicability>

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COMMITTEE ON APPROPRIATIONS  
SODERBERG of Plymouth, Chairperson